

# **COMPOSITE**

## **Exhibit "C"**



**From:** [John Josefsberg](#)  
**To:** [Altman, Jennifer](#)  
**Cc:** [Lapointe, Markenzy](#); [Stephen Zralek](#); [John Josefsberg](#)  
**Subject:** RE: Ramsey Solutions  
**Date:** Tuesday, August 31, 2021 2:53:49 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)

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Jennifer:

We do not object to extending deadlines other than amendment of pleadings, which passed nine months ago. We continue to believe that Marriott's proposed deadlines better track what we understand to be the Court's preference for setting the deadline to file dispositive motions, and then working backwards from there. You may note the discrepancies in Ramsey's motion, or we can do so in Marriott's response. Thank you.

	Ramsey:	Marriott
Motions to Amend Pleadings. passed	November 12, 2021	N/A; Deadline
Fact and Expert Discovery Cut-off	March 18, 2022	March 1, 2022
Daubert Motions	April 15, 2022	April 15, 2022
Mediation deadline	April 22, 2022	April 22, 2022
Dispositive Motions	May 20, 2022	April 1, 2022
Jury Instructions	July 9, 2022	July 9, 2022

John C. Josefsberg  
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12740 Hillcrest Road  
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(214) 587-0108

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**From:** Altman, Jennifer <jennifer.altman@pillsburylaw.com>  
**Sent:** Tuesday, August 31, 2021 9:08 AM  
**To:** John Josefsberg <josefsberg@Hotellawyers.com>  
**Cc:** Lapointe, Markenzy <markenzy.lapointe@pillsburylaw.com>  
**Subject:** RE: Ramsey Solutions



Our position is that you have agreed to all other deadlines other than amendment of pleadings, which we believe is in bad faith so we are filing a motion to modify the scheduling order including to add amendment of pleadings:

These are the proposed dates:

Motions to Amend Pleadings.	November 12, 2021
Fact and Expert Discovery Cut-off	March 11, 2022
Daubert Motions	April 15, 2022
Mediation deadline	April 22, 2022
Dispositive Motions	March 18, 2022
Jury Instructions	July 9, 2022

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**From:** John Josefsberg <[josefsberg@HotellLawyers.com](mailto:josefsberg@HotellLawyers.com)>  
**Sent:** Tuesday, August 31, 2021 10:05 AM  
**To:** Altman, Jennifer <[jennifer.altman@pillsburylaw.com](mailto:jennifer.altman@pillsburylaw.com)>  
**Cc:** Lapointe, Markenzy <[markenzy.lapointe@pillsburylaw.com](mailto:markenzy.lapointe@pillsburylaw.com)>  
**Subject:** RE: Ramsey Solutions

Jennifer- i just returned from a hearing in Tucson and I had to attend to an unexpected personal matter yesterday. I told you I would get back to you no later than today. Can you please send us your motion so we can let you know our position?

Thank you.

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----- Original message -----

From: "Altman, Jennifer" <[jennifer.altman@pillsburylaw.com](mailto:jennifer.altman@pillsburylaw.com)>  
Date: 8/31/21 8:57 AM (GMT-06:00)  
To: John Josefsberg <[josefsberg@HotellLawyers.com](mailto:josefsberg@HotellLawyers.com)>  
Cc: "Lapointe, Markenzy" <[markenzy.lapointe@pillsburylaw.com](mailto:markenzy.lapointe@pillsburylaw.com)>  
Subject: Ramsey Solutions



We will be filing a motion to modify the deadlines including amendment of pleadings. Please advise whether you object to the same. Thanks.

**Jennifer Altman | Partner**

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AUSTIN BEIJING HONG KONG HOUSTON LONDON LOS ANGELES **MIAMI**  
NASHVILLE NEW YORK NORTHERN VIRGINIA PALM BEACH SACRAMENTO  
SAN DIEGO SAN DIEGO NORTH COUNTY SAN FRANCISCO SHANGHAI  
SILICON VALLEY TAIPEI TOKYO WASHINGTON, DC





**From:** [John Josefsberg](#)  
**To:** [Altman, Jennifer](#)  
**Cc:** [Lapointe, Markenzy](#); [Tucker, Monica C.](#); [Heidi McLellan](#); [John Josefsberg](#)  
**Subject:** RE: Ramsey Solutions  
**Date:** Thursday, August 26, 2021 4:32:26 PM

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Jennifer:

Let's put this off until the beginning of the week when I return. I'm not sure how we present this as a joint motion. We have a significant disagreement about an issue that has not even been fully briefed. I will touch base on Monday, Tuesday at the latest. I am just not in a position to give you an answer this afternoon or tomorrow.

Thank you.

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**From:** Altman, Jennifer <jennifer.altman@pillsburylaw.com>  
**Sent:** Thursday, August 26, 2021 2:57 PM  
**To:** John Josefsberg <josefsberg@HotellLawyers.com>  
**Cc:** Lapointe, Markenzy <markenzy.lapointe@pillsburylaw.com>; Tucker, Monica C. <monica.tucker@pillsburylaw.com>; Heidi McLellan <Heidi@HotellLawyers.com>  
**Subject:** RE: Ramsey Solutions

Confirming with my client. Do you want to prepare a proposed joint motion or do you want me to?

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**From:** John Josefsberg <josefsberg@HotellLawyers.com>  
**Sent:** Thursday, August 26, 2021 2:21 PM  
**To:** Altman, Jennifer <jennifer.altman@pillsburylaw.com>  
**Cc:** Lapointe, Markenzy <markenzy.lapointe@pillsburylaw.com>; Tucker, Monica C. <monica.tucker@pillsburylaw.com>; Heidi McLellan <Heidi@HotellLawyers.com>; John Josefsberg <josefsberg@HotellLawyers.com>  
**Subject:** RE: Ramsey Solutions



Jennifer:

See our proposed changes:

	Ramsey:	Marriott
Motions to Amend Pleadings. passed	November 12, 2021	N/A; Deadline
Fact and Expert Discovery Cut-off	March 18, 2022	March 1, 2022
Daubert Motions	April 15, 2022	April 15, 2022
Mediation deadline	April 22, 2022	April 22, 2022
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**From:** Altman, Jennifer <[jennifer.altman@pillsburylaw.com](mailto:jennifer.altman@pillsburylaw.com)>  
**Sent:** Thursday, August 26, 2021 7:44 AM  
**To:** John Josefsberg <[josefsberg@HotellLawyers.com](mailto:josefsberg@HotellLawyers.com)>  
**Cc:** Lapointe, Markenzy <[markenzy.lapointe@pillsburylaw.com](mailto:markenzy.lapointe@pillsburylaw.com)>; Tucker, Monica C. <[monica.tucker@pillsburylaw.com](mailto:monica.tucker@pillsburylaw.com)>; Heidi McLellan <[Heidi@HotellLawyers.com](mailto:Heidi@HotellLawyers.com)>  
**Subject:** RE: Ramsey Solutions

Can you just send me back each of your proposed deadlines in the format I sent you so that I can see where the changes are. Thanks.

We obviously disagree about the amendment issue, but we can clearly send a joint proposed reflecting the disagreement on the one point.

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**From:** John Josefsberg <[josefsberg@HotellLawyers.com](mailto:josefsberg@HotellLawyers.com)>  
**Sent:** Thursday, August 26, 2021 8:27 AM  
**To:** Altman, Jennifer <[jennifer.altman@pillsburylaw.com](mailto:jennifer.altman@pillsburylaw.com)>  
**Cc:** Lapointe, Markenzy <[markenzy.lapointe@pillsburylaw.com](mailto:markenzy.lapointe@pillsburylaw.com)>; Tucker, Monica C. <[monica.tucker@pillsburylaw.com](mailto:monica.tucker@pillsburylaw.com)>; Heidi McLellan <[Heidi@HotellLawyers.com](mailto:Heidi@HotellLawyers.com)>



**Subject:** RE: Ramsey Solutions

Jennifer:

I will be in the office most of the day today but will be in Tucson tomorrow for a hearing. Please let us know about this as soon as possible. Thanks

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**From:** John Josefsberg <[josefsberg@HotellLawyers.com](mailto:josefsberg@HotellLawyers.com)>

**Sent:** Wednesday, August 25, 2021 2:26 PM

**To:** Altman, Jennifer <[jennifer.altman@pillsburylaw.com](mailto:jennifer.altman@pillsburylaw.com)>

**Cc:** Lapointe, Markenzy <[markenzy.lapointe@pillsburylaw.com](mailto:markenzy.lapointe@pillsburylaw.com)>; Tucker, Monica C. <[monica.tucker@pillsburylaw.com](mailto:monica.tucker@pillsburylaw.com)>; Heidi McLellan <[Heidi@HotellLawyers.com](mailto:Heidi@HotellLawyers.com)>; John Josefsberg <[josefsberg@HotellLawyers.com](mailto:josefsberg@HotellLawyers.com)>

**Subject:** RE: Ramsey Solutions

Jennifer:

Thank you for your email.

Marriott will not agree to resurrect the motion to amend deadline, which passed last December. If a party believes it has sufficient grounds to amend the pleadings, that party should file an appropriate motion.

Regarding the other deadlines, the reason the parties needed additional time was to schedule and take depositions. You indicated in a previous email that November and December would be difficult for deposition scheduling. While important holidays fall over these months, we still anticipate being able to schedule and take depositions in November and December. Our proposed deadlines extend fact discovery to the end of February, so completing the depositions should not be a problem.



We understand from our local counsel that Judge Trauger requires the trial date to be at least 90 days after dispositive motions have been fully briefed. Per the local rules, the response is due 21 days after the MSJ has been filed, and the reply is due seven days later. Motions for summary judgment will then be required to be fully briefed by the end of April. This means we should be aiming for a dispositive motions deadline of April 1, 2022. Working backwards, we believe the parties should allow at least 30 days between fact and expert discovery cutoff and the dispositive motions deadline. We propose March 1, 2022 as the fact and expert discovery cutoff.

We are fine with the remaining deadlines.

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**From:** Altman, Jennifer <[jennifer.altman@pillsburylaw.com](mailto:jennifer.altman@pillsburylaw.com)>  
**Sent:** Tuesday, August 24, 2021 3:39 PM  
**To:** John Josefsberg <[josefsberg@HotelLawyers.com](mailto:josefsberg@HotelLawyers.com)>  
**Cc:** Lapointe, Markenzy <[markenzy.lapointe@pillsburylaw.com](mailto:markenzy.lapointe@pillsburylaw.com)>; Tucker, Monica C. <[monica.tucker@pillsburylaw.com](mailto:monica.tucker@pillsburylaw.com)>  
**Subject:** FW: Ramsey Solutions

John,

Below is our proposal for scheduling on dates not already included in the court's order. Let me know your thoughts. We will not calendar them until we have an agreement, so do let us know as soon as practicable.

Motions to Amend Pleadings.  
Fact and Expert Discovery Cut-off  
Daubert Motions

November 12, 2021  
March 18, 2022  
April 15, 2022



Mediation deadline  
Dispositive Motions  
Jury Instructions

April 22, 2022  
May 20, 2022  
July 9, 2022

jga

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